IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Case No. : C.W.P.No.7102 of 2007
Date of Decision : May 11, 2007.

Ramesh Kumar .... Petitioner

Vs.

State of Punjab and others .... Respondents

CORAM : HON'BLE MR.JUSTICE J.S.KHEHAR.
HON'BLE MR.JUSTICE L.N.MITTAL.

* * *

Present : Mr.S.K.Rattan, Advocate
for the petitioner.

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J.S.KHEHAR, J. (Oral) :

The petitioner claims to have been selected as Hindi Master. It is alleged on behalf of the petitioner that the order of appointment was not issued to the petitioner despite his selection due to the enforcement of the Code of Conduct, issued by the Election Commission of India. It is further the contention of the learned counsel for the petitioner that the aforesaid Code of Conduct is not operational now but still no appointment order has been issued to the petitioner.

Learned counsel for the petitioner states that the petitioner even issued a legal notice dated 12.03.2007, to the respondents. However, the respondents have failed to take any action in the matter. It is, therefore, the contention of the learned counsel for the petitioner that the petitioner will be satisfied if the instant writ petition is disposed of with a direction to respondent no.2, i.e. the Director Public Instruction (Schools), Punjab,

requiring him to take a final decision on the legal notice dated 12.03.2007 (Annexure P-14).

In view of the above, without going into the merits of the claim, raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition by directing the respondent no.2 i.e. the Director Public Instruction (Schools), Punjab, to take a final decision on the legal notice dated 12.03.2007 (Annexure P-14), by passing a well reasoned speaking order, within two months from the date of receipt of a certified copy of this order. It would be apprreciated if respondent no.2, while adjudicating upon the matter, takes into consideration the decision rendered by this Court in ***Sarbjit Kaur vs. State of Punjab (CWP No.3036 of 2003, decided on 04.11.2003),*** as well as, any other relevant judgment on the point.

Disposed of accordingly.

Order dasti on payment of usual charges.

(J.S.KHEHAR)
JUDGE

May 11, 2007
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(L.N.MITTAL)
JUDGE